



**MINUTES  
of the  
THREE-HUNDRED-FORTY-SEVENTH MEETING  
of the  
LEGISLATIVE COUNCIL  
December 14, 2012  
Santa Fe**

The three-hundred-forty-seventh meeting of the Legislative Council was called to order on Friday, December 14, 2012, at 9:35 a.m. in Room 307 of the State Capitol by Senator Timothy Z. Jennings, co-chair.

**Present**

Senator Timothy Z. Jennings, Co-Chair  
Representative Ben Lujan, Co-Chair  
Representative Thomas A. Anderson  
Senator Carlos R. Cisneros  
Representative Anna M. Crook  
Senator Stuart Ingle  
Representative W. Ken Martinez  
Senator Cisco McSorley  
Representative Rick Miera  
Senator William H. Payne  
Senator William E. Sharer  
Representative Sheryl Williams Stapleton  
(Speaker Lujan participated by phone)

**Special Advisory Members Present**

Representative Eliseo Lee Alcon  
Representative Roberto "Bobby" J. Gonzales  
Representative James Roger Madalena  
Senator George K. Munoz  
Representative Debbie A. Rodella  
Senator John Arthur Smith

**Staff**

Raúl E. Burciaga, Director, Legislative Council Service (LCS)  
Kathy Pacheco-Dofflemeyer, Assistant Director for Administration, LCS  
John Yaeger, Assistant Director for Legislative Affairs, LCS  
Doris A. Faust, Assistant Director for Drafting Services, LCS  
Jeret Fleetwood, Locator Coordinator, LCS

**Absent**

Representative Donald E. Bratton  
Senator Michael S. Sanchez  
Representative Thomas C. Taylor

**Special Advisory Members Absent**

Senator Pete Campos  
Senator Mary Jane M. Garcia  
Representative Rhonda S. King  
Representative Dennis J. Kintigh  
Representative Antonio Lujan  
Representative Andy Nuñez

### **Approval of Minutes**

On a motion made, seconded and passed, the minutes of the three-hundred-forty-sixth meeting from November 19, 2012 were approved as submitted.

### **Interim Committee Requests**

Mr. Burciaga explained that the Indian Affairs Committee was requesting an extra meeting day. He noted that council-created interim committees are required to finish their work by November 30, but that the council can extend that deadline by no more than 30 days.

Representative Madalena explained that the committee would like to review the issue of "free play" at casinos as it relates to the gaming compacts.

On a motion made, seconded and unanimously approved, the Indian Affairs Committee was authorized to hold one additional meeting day.

In response to a question from Representative Rodella regarding an extra meeting day for the New Mexico Finance Authority (NMFA) Oversight Committee, Mr. Burciaga noted that since the Legislative Finance Committee had endorsed the bill that the NMFA planned to review, the NMFA Oversight Committee chair decided that an extra meeting day was unnecessary.

### **Patient Protection and Affordable Care Act Briefing**

Mr. Burciaga noted that the council had expressed some interest in having a briefing for all legislators on the Patient Protection and Affordable Care Act. He explained that the University of New Mexico's Robert Wood Johnson Foundation Center on Health Policy offered to bring experts in to brief members some time early in the session.

In response to a question from Senator Payne, Mr. Burciaga said that the executive branch looked at forming a health insurance alliance as part of a health care exchange, but that the attorney general is reviewing the issue.

On a motion made, seconded and approved, a briefing on the Patient Protection and Affordable Care Act was authorized.

Senator Munoz pointed out that retiree pensions and health care are huge unfunded liabilities for the state and requested that another briefing be held to update members on that issue.

On a motion made, seconded and approved, a briefing on public employee pensions was authorized.

### **Staff Reports**

Mr. Burciaga noted that the *Albuquerque Journal* had misreported in March that Lance Corporal Kenneth Worley, a veteran who had received the Congressional Medal of Honor, did

not appear on the Wall of Honor in the State Capitol. He indicated that Lance Corporal Worley is listed on the Wall of Honor.

Mr. Burciaga also noted that the SHARE system, which had been down, was back up and running but that a significant backlog existed, further delaying some payments.

Mr. Burciaga explained that the chief clerk's offices assign underground parking spaces to members. He pointed out that there is one entrance and one exit to the underground parking garage, and he asked that members keep their parking stickers visible on their windshields. Mr. Burciaga also noted that since many members bring family members with them on opening day, 112 spaces in the capitol parking structure were being reserved that day, with the usual rules applying after opening day.

Mr. Burciaga also pointed out that all of the information contained in the new member orientation binders is available on the legislative web site.

Mr. Burciaga also noted that some questions were being asked about exactly how long it takes the LCS to draft a bill. He explained that it depends heavily on the complexity of a bill, but pointed out that since all bills have to go through the same drafting, proofreading and formatting process, it does take some time and asked members to be patient.

There being no further business, the council adjourned at 10:00 a.m.